IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1214 OF 2004.

Ashok Manilal Shah & ors Petitioner.
V/s
Special Land Acquisition Officer .... Respondents.

Office Notes, Office Memoranda of Coram, appearances Court's orders or directions and Registrar's orders.	))))	Court's or Judge's Orders

Shri V.V. Savasi for P. B. Shahfor the petitioner.
Shri S.R. Nargolkar AGP for Respdts.

CORAM; V.G. PALSHIKAR &
D.B. BHOSALE, JJ.

DATED; 23rd AUG. 2005.

P.C:

1. By this petition, the petitioner has challenged the action of the respondents in taking possession of part of his land without due process of law contemplated under the Land Acquisition Act. Affidavit -in-reply is filed which clearly states that no proceedings for

acquisition of land were taken by the authorities. In such circumstances, if there is any factual loss caused to the petitioner, his remedy is to seek damages for illegal occupation of his premises or land by way of civil suit. Keeping that remedy open this petition is dismissed.

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